

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of: Mitchell

Application No.: 10/685,011

Filed: October 14, 2003

For: Artificial Vertebral Disk Replacement  
Implant with a Spacer

§ Customer Number: 46333  
§  
§ Docket No.: 31132.750  
§  
§ Patent Number: 6,966,929  
§  
§ Issue Date: November 22, 2005  
§

SECOND REQUEST FOR CERTIFICATE OF CORRECTION  
UNDER 35 USC §254 AND 37 CFR §1.322

**Mail Stop Certificate of Correction Branch**

Commissioner for Patents

P.O. Box 1450

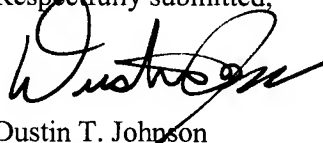
Alexandria, VA 22313-1450

The Applicant submitted a Certificate of Correction on January 18, 2006 which erroneously had the incorrect inventor name in the header information. Subsequently a request to correct the Certificate of Correction was submitted on April 4, 2006 without a fee. Applicant has not yet received a signed and sealed Certificate of Correction from this April 4, 2006 filing. Accordingly, this is a second request to correct the error in the January 18, 2006 Certificate of Correction.

Pursuant to the provisions of 35 USC §254 and 37 CFR §1.322, Applicant hereby requests a Certificate of Correction to correct an error in the above-identified patent, as set forth on the attached form PTO/SB/44. Applicant respectfully submits that the error of the INVENTOR on the Certificate of Correction signed and sealed on February 26, 2008 should be corrected to read Steve Mitchell.

The above errors are of a clerical or typographical nature and it is certified that they occurred in good faith. Included with this request is the requisite fee in the amount of \$100.00.

Respectfully submitted,



Dustin T. Johnson

Registration No. 47,684

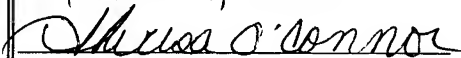
Date: 3/11/2008  
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901 Main Street, Suite 3100  
Dallas, Texas 75202-3789  
Telephone: 972-739-8635  
Facsimile: 214-200-0853

R-191628\_1.DOC

**Certificate of Transmission**

I hereby certify that this correspondence (including any listed enclosures) is being electronically filed in the United States Patent and Trademark Office via the EFS-Web system on

March 11, 2008

  
Theresa L. O'Connor

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

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PATENT NO. : 6,966,929

APPLICATION NO.: 10/685,011

ISSUE DATE : November 22, 2005

INVENTOR(S) : Steve Mitchell

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In the Certificate of Correction signed and sealed on February 26, 2008, please change "James F. Zucherman" to --Steve Mitchell--.

**MAILING ADDRESS OF SENDER (Please do not use customer number below):**

Haynes and Boone, LLP  
901 Main Street, Suite 3100  
Dallas, TX 75202-3789

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

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